

REMARKS

Status of the Claims

The Office Action mailed August 14, 2009 noted that claims 1-8 were pending, claims 5-8 are allowed, and rejected claims 1-4. Claim 1 is amended. No claims are cancelled. No new claims are added. No new matter is believed to be presented.

It is respectfully submitted that claims 1-8 are pending and under consideration.

Rejection under 35 U.S.C. § 101

The Office Action, on page 2, rejected claims 1-4 under 35 U.S.C. § 101 as being directed to non-statutory subject matter. Claim 1 is amended as suggested by the Office Action and it is respectfully submitted that the rejection is overcome.

Summary

There being no further outstanding objections or rejections, it is submitted that the application is in condition for allowance. An early action to that effect is courteously solicited.

Finally, if there are any formal matters remaining after this response, the Examiner is requested to telephone the undersigned to attend to these matters.

If there are any additional fees associated with filing of this Amendment, please charge the same to our Deposit Account No. 19-3935.

Respectfully submitted,

STAAS & HALSEY LLP

Date: 12-14-09

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